



Entered on Docket
May 09, 2006

Hon. Linda B. Riegle
United States Bankruptcy Judge

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and

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Proposed Attorneys for Debtors and Debtors-in-Possession

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:
USA COMMERCIAL MORTGAGE COMPANY,
Debtor.

In re:
USA CAPITAL REALTY ADVISORS, LLC,
Debtor.

In re:
USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,
Debtor.

In re:
USA CAPITAL FIRST TRUST DEED FUND, LLC,
Debtor.

In re:
USA SECURITIES, LLC,
Debtor.

Case No. BK-S-06-10725 LBR
Case No. BK-S-06-10726 LBR
Case No. BK-S-06-10727 LBR
Case No. BK-S-06-10728 LBR
Case No. BK-S-06-10729 LBR

Chapter 11

**ORDER REGARDING JOINT
ADMINISTRATION WITHOUT
SUBSTANTIVE CONSOLIDATION
(AFFECTS ALL DEBTORS)**

Date: May 3, 2006
Time: 9:30 a.m.

SCHWARTZ & MCPHERSON LAW FIRM
2850 South Jones Boulevard, Suite 1
Las Vegas, Nevada 89146-5308
Tel: (702) 228-7590 · Fax: (702) 892-0122

1 Affects:

- 2 ☒ All Debtors
 3 ☐ USA Commercial Mortgage Company
 4 ☐ USA Securities, LLC
 5 ☐ USA Capital Realty Advisors, LLC
 6 ☐ USA Capital Diversified Trust Deed Fund, LLC
 7 ☐ USA First Trust Deed Fund, LLC

8 The Motion for Joint Administration Without Substantive Consolidation (the “Motion”)
 9 filed by Debtors USA Commercial Mortgage Company (“USA Commercial Mortgage”), USA
 10 Securities, LLC (“USA Securities”), USA Capital Realty Advisors, LLC (“USA Realty”), USA
 11 Capital Diversified Trust Deed Fund (“USA Diversified”), and USA Capital First Trust Deed
 12 Fund (“USA First”) (collectively referred to as “Debtors”), by and through their counsel, Ray
 13 Quinney & Nebeker P.C. and Schwartz & McPherson Law Firm, having come before this Court
 14 after notice as required by the Court; appearances being made upon the record; the Court having
 15 considered the Motion as a First Day Motion on April 17, 2006 and again on May 3, 2006; the
 16 Court hearing the arguments of counsel for various investors and the United States Trustee, the
 17 Court considering the potential conflicts of interest among the Debtors and good cause appearing,
 18 it is

19 **ORDERED** as follows:

- 20 1. One docket will be maintained for the jointly administered cases and that docket
 21 will be under the name of USA Commercial Mortgage in Case No. BK-S-06-10725;
 22 2. The parties will file all subsequent pleadings under the pleadings caption attached
 23 as **Exhibit “A.”**
 24 3. With respect to noticing in the jointly administered cases upon entry of this order,
 25 any entity which has requested notice in any of the cases shall be deemed to have requested notice
 26 in the jointly administered cases.
 27 4. To the extent that any Debtor is involved, the parties will file pleadings related to
 28 the single debtor under the caption attached as Exhibit “A,” and designate the affected Debtor by
 marking the appropriate box, and will enter as an entry to the Docket Text that the pleading either
 “affects all Debtors” or “affects [name of specific Debtor(s) affected].”

1 5. Each creditor or equity holder shall still file its Proofs of Claim or Interest against a
2 particular Debtor.

3 6. Nothing in this order shall be deemed to cause substantive consolidation of the
4 Debtors' estates or waive conflicts of interest among the Debtors or their estates.

5 Submitted by:

6 Annette W. Jarvis, Utah Bar No. 1649
7 RAY QUINNEY & NEBEKER P.C.
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10 Salt Lake City, Utah 84145-0385

and

11 /s/ Jeanette E. McPherson

12 Lenard E. Schwartz

13 Nevada Bar No. 0399

14 Jeanette E. McPherson

15 Nevada Bar No. 5423

16 Schwartz & McPherson Law Firm

2850 South Jones Boulevard, Suite 1

Las Vegas, Nevada 89146-5308

Proposed Attorneys for Debtors

17
18
19 Approved/Disapproved by:

20 See Attached

21 Office of the U.S. Trustee

22 300 Las Vegas Boulevard South, Suite 4300

23 Las Vegas, NV 89101
24
25
26
27
28

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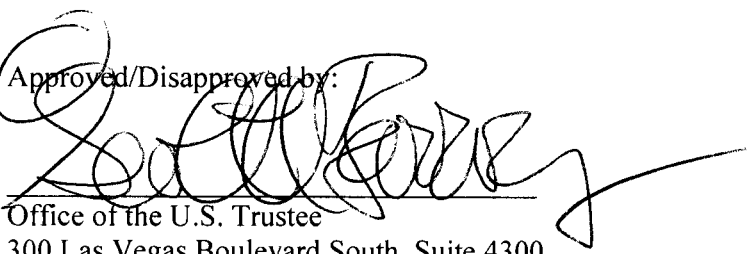
5 Submitted by:

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11 and

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18 2850 South Jones Boulevard, Suite 1
19 Las Vegas, Nevada 89146-5308
20 Proposed Attorneys for Debtors

21 Approved/Disapproved by:

22 
23 _____
24 Office of the U.S. Trustee
25 300 Las Vegas Boulevard South, Suite 4300
26 Las Vegas, NV 89101

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EXHIBIT “A”

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and

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In re:
 USA CAPITAL REALTY ADVISORS, LLC,
 Debtor.

Chapter 11

In re:
 USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,
 Debtor.

Jointly Administered Under
Case No. BK-S-06-10725 LBR

In re:
 USA CAPITAL FIRST TRUST DEED FUND, LLC,
 Debtor.

DOCUMENT NAME [MUST INCLUDE
DESIGNATION "AFFECTS ALL DEBTORS"
OR "AFFECTS 'NAME OF AFFECTED
DEBTOR(S)"]

In re:
 USA SECURITIES, LLC,
 Debtor.

Affects:
☒ All Debtors
☐ USA Commercial Mortgage Company
☐ USA Securities, LLC
☐ USA Capital Realty Advisors, LLC
☐ USA Capital Diversified Trust Deed Fund, LLC
☐ USA First Trust Deed Fund, LLC

Date:
 Time: